



**COMMONWEALTH of VIRGINIA**  
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January 30, 2008

C. Diane Woolard, Ph.D., M.P.H.  
Director, Division of Surveillance and Investigation  
Virginia Department of Health  
109 Governor Street  
Richmond, Virginia 23219

Re: Regulations Governing Disease Reporting and Control  
12 VAC 5-90-80

Dear Dr. Woolard:

I have reviewed the regulation to require the reporting of certain methicillin-resistant *staphylococcus aureus* (MRSA) infections in 12 VAC 5-90-80. The amended regulation does not conflict with other federal or state statutes or regulations and does not violate the United States or Virginia Constitutions.

The Board of Health has the authority to promulgate the regulation under Va. Code §§ 32.1-12, 32.1-35, and 32.1-36. The regulation is consistent with the Board's mandate to implement the procedures and standards for disease reporting and control. The Board of Health will not exceed its statutory authority by approving this regulation. Having satisfied all legal requirements, you may proceed to take the necessary steps to seek public comment on this regulation. .

Very truly yours,

Robin V. Kurz  
Special Counsel